

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
CLERKS OFFICE

2004 APR 12 P 4:02

PETER GROOME,  
Petitioner

v.

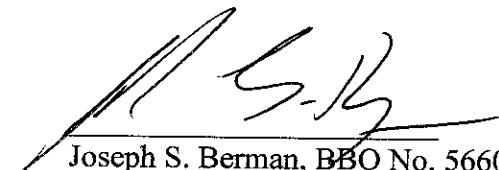
TIMOTHY HALL,  
Respondent.

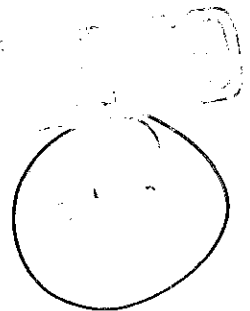
Civil Action No: 03-12397-PBS

**THE PETITIONER'S NOTICE OF APPEAL**

Pursuant to Fed. R. App. P. 22, and 28 U.S.C. § 2253, the petitioner, Peter Groome, moves this Court to issue a certificate of appealability as to the denial of application for a writ of habeas corpus on the grounds that it is time-barred. The petitioner gives notice of his appeal of the Order and Judgment of the District Court for the District of Massachusetts dated April 1, 2004 (granting the respondent's motion to dismiss) to the United States Court of Appeals for the First Circuit. The petitioner states that he is aggrieved by the Court's ruling and avers that it is based on errors of law as well as errors of fact.

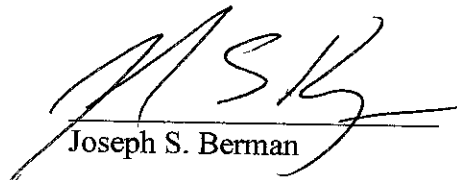
Respectfully submitted,  
PETER GROOME  
By his attorneys,

  
Joseph S. Berman, BBO No. 566006  
Elizabeth L. Bostwick, BBO No. 644498  
Berman & Dowell  
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Boston, MA 02109  
617-723-9911



CERTIFICATE OF SERVICE

I, Joseph S. Berman, Esq., hereby certify that on this 9<sup>th</sup> day of April, 2004 I served a copy of the foregoing by overnight delivery to: Maura D. McLaughlin, Assistant Attorney General, Criminal Bureau, One Ashburton Place, Boston, MA 02108.

  
Joseph S. Berman